



Elder Abuse, Neglect, and Exploitation: Legal Resources & Remedies Booklet

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ILAST is a collaborative effort amongst Iowa Attorney General, Iowa Department on Aging, the Iowa Department of Public Safety, the Iowa Department of Human Services, the State Long Term Care Ombudsman's Office, the Polk County Attorney's Office, the Polk County Sheriff's Office, the Dallas County Attorney's Office, and the Iowa Coalition Against Domestic Violence to end abuse in later life.

For questions, contact Chantelle Smith at 515/281-8811 or by email at chantelle.smith@iowa.gov or visit www.IowaAttorneyGeneral.gov for additional resources including electronic versions of this and other materials.

Community Resources and Referrals for Law Enforcement

| Organization Type | Organization Name | Purpose | Website | Phone Number |
|--------------------------------|--|---|--|--|
| Aging and Disability Resources | Alzheimer's Association, Iowa | Offers a service locator, placement resources, support groups, service resources, and education. | www.alz.org | 800-272-3900; 24/7 |
| Aging and Disability Resources | Child Protection Centers | The purpose of the Child Protection Centers is to provide an array of coordinated services for dependent adults who have been abused or neglected. Each CPC voluntarily agrees to provide services to clients consistent with the mission, requirements, and mandates of its employing agency. | www.idph.iowa.gov | Make referral to the CPC serving your county. (Note: Blank Hospital is only able to see adults from ages 18-21; for adults older than 21, refer to another CPC.) Hours vary based on location. |
| Aging and Disability Resources | DART Reduced Fare | Offers a variety of reduced-fare programs to improve access to public transit for all residents including those 65+, persons with disabilities, Medicare card holders, veterans with a Service Connected ID, students in middle and high school, and refugees. | www.ridedart.com/fares/reduced-fare-programs | 515-283-8100; M-F 6-7 and S/S 8-4 |
| Aging and Disability Resources | Disability Rights Iowa ** | Pursues various administrative and legal remedies; the concerns must relate to the disability. | disabilityrights.iowa.org | 515-278-2502 or 800-779-2502 - 8:00 am to 5:00 pm M-F |
| Aging and Disability Resources | Eldercare Locator | A nationwide service that connects older Americans and their caregivers with information about senior services. | www.eldercare.gov | 800-677-1116 - 10 am to 9 pm |
| Aging and Disability Resources | Iowa Compass Disability Services Database | Information and referral resource for various services and supports available to those with disabilities. | search.iowacompass.org | 888-998-6325; M-F 8-5 |
| Aging and Disability Resources | Iowa Legal Aid ** | Free legal assistance for those eligible. | www.iowalegalaid.org | 800-532-1275 Monday-Friday from 9 to 11 am or from 1:30 to 3:30 pm, except Thursday afternoon. Iowans 60 and over may call the Legal Hotline for Older Iowans at 800-992-8161 Monday-Friday from 9 am to 4:30 . |
| Aging and Disability Resources | Iowa Mobility Management | Identifies transportation options and service providers and offers education on how to use public transportation. | www.iowadot.gov/iowamobilitymanagement/coordinators.html | 515-239-1765; Hours vary based on location. |
| Aging and Disability Resources | LifeLong Links (Area Agencies on Aging) ** | Administers programs for older persons at the local level throughout the state including transportation, outreach, and information and referral; congregate meals, legal services, case management, and continuing education; home health, homemaker, home-delivered meals and chore maintenance; and services to residents of care-providing facilities. | www.lifelonglinks.org | 866-468-7887 - 8:00 am - 4:30 pm M-F |
| Aging and Disability Resources | Meals on Wheels | Food delivery and other independent living resources. | www.mowaa.org | 888-998-6325 - 9:30 am - 6 pm M-F |
| Aging and Disability Resources | Suicide Prevention Hotline 24/7 | A 24-hour, toll-free, confidential suicide prevention hotline available to anyone in suicidal crisis or emotional distress. | www.suicidepreventionlifeline.org | 800-273-TALK (8255); 24/7 |

Community Resources and Referrals for Law Enforcement

| Organization Type | Organization Name | Purpose | Website | Phone Number |
|--------------------------------|---|---|--|---|
| Aging and Disability Resources | United Way | Assists in accessing assistance programs for things like housing, transportation, food, childcare, healthcare and more. | www.unitedway.org | 515-244-1010 or 211 - 8:00 am - 5:00 pm |
| Aging and Disability Resources | Victim Connect Resource Center | Assist callers with locating referrals for mental health counseling, financial compensation, legal services, civil justice options, support groups, crime reporting, identity theft recovery and more. | http://victimconnect.org/ | 855-4-VICTIM (484-2846); M-F 8-6; chat M-F 9-5; language line available |
| Government Entities | Department of Human Rights--Divisions of Community Action Agencies (DCAA) and Community Advocacy and Services (CAS) | Provide financial assistance with energy bills, energy conservation education, in-home family development programs, and financial education and asset development; streamlines access to government services for specific underserved populations including Asian and Pacific Islanders, Latinos, the deaf, women, African Americans, Native Americans, and persons with disabilities. | humanrights.iowa.gov | 515-242-5655; M-F 8-4:30 |
| Government Entities | Department of Inspections and Appeals (DIA) ** | Inspects, licenses and certifies health care providers and receives and investigates complaints regarding abuse by staff in facilities. | dia.iowa.gov | 877-686-0027; M-F 8-4:30 |
| Government Entities | Iowa Attorney General's Office, Crime Victim Assistance Division | The program pays for crime-related expenses such as medical care, counseling, lost wages, and funeral expenses (when costs are not covered by insurance or other sources). | www.iowaattorneygeneral.gov/for-crime-victims | 515-281-5044 or 800-373-5044 |
| Government Entities | Iowa Department of Human Services ** | Provides evaluations and assessments of alleged abused dependent adults. The program endeavors to provide services and makes referrals to assist abused dependent adults. | dhs.iowa.gov/dependent_adult_abuse | 800-362-2178; 24/7 |
| Government Entities | Iowa Department of Public Safety, Division of Intelligence | The Division of Intelligence provides support to all enforcement Divisions of the Iowa Department of Public Safety as well as to all other local, state, and federal law enforcement and homeland security partners in Iowa. It serves as the Central Coordinating Agency for the LEIN program and for the State of Iowa Intelligence Fusion Center. It also serves as a point of contact in Iowa for law enforcement agencies from other states. | www.dps.state.ia.us/intell/index.shtml | 515-725-6310; M-F 7:30-4:30 |
| Government Entities | Iowa Department on Aging | Advocates for changes in public policy, practices and programs that empower older Iowans; facilitate their access to services; protect their rights; and prevent abuse, neglect and exploitation. | www.iowaaging.gov | 800-532-3213; M-F 8-4:30 |
| Government Entities | Medicaid Fraud Control Unit (MFCU) | Receives and investigates complaint of misuse or diversion of state benefits. | dia.iowa.gov/investigations/medicaid-fraud-control-unit | 800/831-1394 or 515/281-5714; M-F 8-4:30 |
| Government Entities | Medicare Fraud | Receives and investigates complaint of misuse or diversion of state benefits. | oig.hhs.gov/fraud/report-fraud | 800-447-8477; M-F 7-6 |

Community Resources and Referrals for Law Enforcement

| Organization Type | Organization Name | Purpose | Website | Phone Number |
|---------------------------------|--|--|--|--|
| Government Entities | Mental Health Centers | Portal to find mental health services to help people who are not coping well with everyday problems as well as to relieve more serious problems. Services include medication management, counseling and other support. | www.disability.gov/resource/iowa-compass-center-for-disabilities-development | 800-779-2001; M-F 8-5 |
| Government Entities | Office of Long-term Care Ombudsman ** | Advocates for residents of nursing facilities and residential care facilities, as well as for tenants of assisted living programs and elder group homes. | www.iowaaging.gov/long-term-care-ombudsman | 515-725-3333 or 800-532-3213; M-F 8-4:30 |
| Government Entities | PATH: Projects for Assistance in Transition from Homelessness | Iowa PATH workers reach out to adults who are homeless and live with mental illness, substance abuse and trauma, offering them connections to hope, healing, resilience, housing, treatment and recovery in Iowa's mental health system of care. | dhs.iowa.gov/mhds/mental-health/housing-iowa | 515-281-3128; M-F 8-4:30 |
| Government Entities | Social Security Administration Office on Rep Payees | Approves and assigns alternate payee for someone with disabilities. | www.ssa.gov | 800-772-1213; M-F 7-7 |
| Government Entities | SSI/SSDI Outreach Access and Recovery (SOAR) | Provides access to SSI/SSDI for eligible individuals who are homeless or at risk of homelessness and have a mental illness and/or a co-occurring substance use disorder. | www.soarworks.prainc.com | 877-726-4727 - 9:00 am - 6:00 pm M-F |
| Government Entities | State Office of Substitute Decision Making ** | Provides education and information about substitute decision-making services (including POA, guardianship, and conservatorship) and is a last resort option for those in need of substitute decision making services. | www.iowaaging.gov (under 'Programs' menu) | 800-532-3213 or 515-725-3307; M-F 8-4:30 |
| Government Entities | U.S. Department of Indian Affairs | Offers an extensive scope of programs to improve tribal government infrastructure, community infrastructure, education, job training, and employment opportunities along with other components of long term sustainable development. | www.bia.gov/FAQs | 202-208-5116 - 9:00 am - 6:00 pm M-F |
| Government Entities | U.S. Department of Justice--Elder Justice Initiative | A resource for victims of elder abuse and financial exploitation and their families; practitioners who serve them; law enforcement agencies and prosecutors; and researchers. | https://www.justice.gov/elderjustice/ | 202-514-2000; M-F 8-4 |
| Iowa Domestic Violence Hotline | Iowa Domestic Violence Hotline ** | Provides lifesaving tools and immediate support to enable victims to find safety and live lives free of abuse. | www.icadv.org | 800-492-0333; 24/7 |
| Veterans' Services and Supports | U.S. Department of Veterans Affairs | Provides services and resources to veterans. | www.va.gov | 800-827-1000 - 9:00 am - 6:00 pm M-F |
| Veterans' Services and Supports | U.S. Department of Veterans Affairs - National Caregiver Crisis Support ** | Connects Veterans in crisis and their families and friends with qualified, caring Department of Veterans Affairs responders. | www.caregiver.va.gov/support/support_services.asp | 855-260-3274; 800-273-8255 (press 1 for Veterans Crisis Line) ; text 838255; online chat available as well; 24/7 |
| Veterans' Services and Supports | Reporting Veterans Benefits Exploitation | Receives complaints about misuse of Veterans benefits and provides information about services available to veterans | www.ebenefits.va.gov/ebenefits/contact-us | 800-827-1000; M-F 8-8 |

Elder Abuse, Neglect, and Exploitation Statutes

*** * *CRIMES SPECIFIC TO VULNERABLE ADULTS* * ***

DEPENDENT ADULT ABUSE – CHAPTER 235B

Dependent Adult

A person eighteen years of age or older who is unable to protect the person's own interests or unable to adequately perform or obtain services necessary to meet essential human needs, as a result of a physical or mental condition which requires assistance from another, or as determined by departmental rule.

Caretaker

A related or nonrelated person who has the responsibility for the protection, care, or custody of a dependent adult as a result of assuming the responsibility voluntarily, by contract, through employment, or by order of the court.

Criminal Abuse of a Dependent Adult

Any of the following as a result of the willful or negligent acts or omissions of a caretaker:

- Physical injury to, or injury which is at a variance with the history given of the injury, or unreasonable confinement, unreasonable punishment, or assault of a dependent adult
- The commission of a sexual offense under chapter 709 or section 726.2 with or against a dependent adult
- Exploitation of a dependent adult which means the act or process of taking unfair advantage of a dependent adult or the adult's physical or financial resources for one's own personal or pecuniary profit, without the informed consent of the dependent adult, including theft, by the use of undue influence, harassment, duress, deception, false representation, or false pretenses
- The deprivation of the minimum food, shelter, clothing, supervision, physical or mental health care, or other care necessary to maintain a dependent adult's life or health
- The deprivation of the minimum food, shelter, clothing, supervision, physical or mental health care, and other care necessary to maintain a dependent adult's life or health as a result of the acts or omissions of the dependent adult
- Sexual exploitation of a dependent adult by a caretaker
 - any consensual or nonconsensual sexual conduct with a dependent adult which includes but is not limited to kissing; touching of the clothed or unclothed inner thigh, breast, groin, buttock, anus, pubes, or genitals; or a sex act, as defined in section 702.17
 - includes the transmission, display, taking of electronic images of the unclothed breast, groin, buttock, anus, pubes, or genitals of a dependent adult by a caretaker for a purpose not related to treatment or diagnosis or as part of an ongoing assessment, evaluation, or investigation
 - does not include touching which is part of a necessary examination, treatment, or care by a caretaker acting within the scope of the practice or employment of the caretaker; the exchange of a brief touch or hug between the dependent adult and a caretaker for the purpose of reassurance, comfort, or casual friendship; or touching between spouses

Initiation of Charges

Charges of dependent adult abuse may be initiated upon complaint of private individuals or as a result of investigations by social service agencies or on the direct initiative of a county attorney or law enforcement enforcement agency.

Mandatory Reporters

- A member of the staff of a community mental health center
- A peace officer
- An in-home homemaker-home health aide
- An individual employed as an outreach person
- A health practitioner, as defined in section 232.68
- A member of the staff or an employee of a supported community living service, sheltered workshop, or work activity center
- A social worker
- A certified psychologist
- A person who, in the course of employment, examines, attends, counsels, or treats a dependent adult and reasonably believes the dependent adult has suffered abuse

DEPENDENT ADULT ABUSE IN FACILITIES & PROGRAMS – CHAPTER 235E

Dependent Adult

A person eighteen years of age or older whose ability to perform the normal activities of daily living or to provide for the person's own care or protection is impaired, either temporarily or permanently.

Caretaker

A person who is a staff member of a facility or program who provides care, protection, or services to a dependent adult voluntarily, by contract, through employment, or by order of the court.

Facility

A health care facility as defined in section 135C.1 or a hospital as defined in section 135B.1.

Program

An elder group home as defined in section 231B.1, an assisted living program certified under section 231C.3, or an adult day services program as defined in section 231D.1.

Recklessness

- A person acts or fails to act with respect to a material element of a public offense, when the person is aware of and consciously disregards a substantial and unjustifiable risk that the material element exists or will result from the act or omission
- The risk must be of such a nature and degree that disregard of the risk constitutes a gross deviation from the standard conduct that a reasonable person would observe in the situation.

Criminal Abuse of a Dependent Adult

Any of the following as a result of the willful misconduct or gross negligence or reckless acts or omissions of a caretaker, taking into account the totality of the circumstances:

- A physical injury to, or injury which is at a variance with the history given of the injury, or unreasonable confinement, unreasonable punishment, or assault of a dependent adult which involves a breach of skill, care, and learning ordinarily exercised by a caretaker in similar circumstances. "Assault of a dependent adult" means the commission of any act which is generally intended to cause pain or injury to a dependent adult, or which is generally intended to result in physical contact which would be considered by a reasonable person to be insulting or offensive or any act which is intended to place another in fear of immediate physical contact which will be painful, injurious, insulting, or offensive, coupled with the apparent ability to execute the act
- The commission of a sexual offense under chapter 709 or section 726.2 with or against a dependent adult

- Exploitation of a dependent adult. “Exploitation” means a caretaker who knowingly obtains, uses, endeavors to obtain to use, or who misappropriates, a dependent adult’s funds, assets, medications, or property with the intent to temporarily or permanently deprive a dependent adult of the use, benefit, or possession of the funds, assets, medication, or property for the benefit of someone other than the dependent adult
 - Neglect of a dependent adult. “Neglect of a dependent adult” means the deprivation of the minimum food, shelter, clothing, supervision, physical or mental health care, or other care necessary to maintain a dependent adult’s life or physical or mental health
- Sexual exploitation of a dependent adult by a caretaker whether within a facility or program or at a location outside of a facility or program. “Sexual exploitation” means any consensual or nonconsensual sexual conduct with a dependent adult which includes but is not limited to kissing; touching of the clothed or unclothed breast, groin, buttock, anus, pubes, or genitals; or a sex act, as defined in section 702.17. “Sexual exploitation” includes the transmission, display, taking of electronic images of the unclothed breast, groin, buttock, anus, pubes, or genitals of a dependent adult by a caretaker for a purpose not related to treatment or diagnosis or as part of an ongoing investigation. “Sexual exploitation” does not include touching which is part of a necessary examination, treatment, or care by a caretaker acting within the scope of the practice or employment of the caretaker; the exchange of a brief touch or hug between the dependent adult and a caretaker for the purpose of reassurance, comfort, or casual friendship; or touching between spouses or domestic partners in an intimate relationship.

Initiation of Charges

Charges of dependent adult abuse may be initiated upon complaint of private individuals or as a result of investigations by social service agencies or on the direct initiative of a county attorney or law enforcement agency.

Mandatory Reporters

A staff member or employee of a facility or program who, in the course of employment, examines, attends, counsels, or treats a dependent adult in a facility or program and reasonably believes the dependent adult has suffered dependent adult abuse.

DOMESTIC ABUSE – CHAPTER 236

PROTECTION OF THE FAMILY AND DEPENDENT PERSONS – CHAPTER 726

Incest

A person, except a child as defined in section 702.5, who performs a sex act with another whom the person knows to be related to the person, either legitimately or illegitimately, as an ancestor, descendant, brother or sister of the whole or half blood, aunt, uncle, niece, or nephew, commits incest.

Neglect Or Abandonment Of A Dependent Person

A person who is the father, mother, or some other person having custody of a child, or of any other person who by reason of mental or physical disability is not able to care for the person’s self, who knowingly or recklessly exposes such person to a hazard or danger against which such person cannot reasonably be expected to protect such person’s self or who deserts or abandons such person, knowing or having reason to believe that the person will be exposed to such hazard or danger, commits a class “C” felony.

Husband Or Wife May Be Witness

In all prosecutions under section 726.3, 726.5 or 726.6, the husband or wife is a competent witness for the state and may testify to relevant acts or communications between them.

Wanton Neglect Of A Resident Of A Health Care Facility

A person commits wanton neglect of a resident of a health care facility when the person knowingly acts in a manner likely to be injurious to the physical or mental welfare of a resident of a health care facility as defined in section 135C.1.

Wanton Neglect Or Nonsupport Of A Dependent Adult

- “Dependent adult” means a dependent adult as defined in section 235B.2(4), and caretaker” means a caretaker as defined in section 235B.2(1).
- A caretaker commits wanton neglect of a dependent adult if the caretaker knowingly acts in a manner likely to be injurious to the physical, mental, or emotional welfare of a dependent adult.
- A person who has legal responsibility either through contract or court order for support of a dependent adult and who fails or refuses to provide support commits nonsupport.

VIOLATION OF INDIVIDUAL RIGHTS – CHAPTER 729A

Violation Of Individual Rights/Hate Crime

“*Hate crime*” means one of the following public offenses when committed against a person or a person’s property because of the person’s race, color, religion, ancestry, national origin, political affiliation, sex, sexual orientation, age, or disability, or the person’s association with a person of a certain race, color, religion, ancestry, national origin, political affiliation, sex, sexual orientation, age, or disability:

- Assault in violation of individual rights under section 708.2C
- Violations of individual rights under section 712.9
- Criminal mischief in violation of individual rights under section 716.6A
- Trespass in violation of individual rights under section 716.8(3) and (4)

Assault In Violation Of Individual Rights – Section 708.2C

“Assault in violation of individual rights” means an assault, as defined in section 708.1, which is a hate crime as defined in section 729A.2.

*** * OTHER CRIMES * ***

OBTAINING PRESCRIPTION DRUGS BY FRAUD – CHAPTER 155A

Prohibited Acts

A person shall not perform or cause the performance of or aid and abet any of the following acts:

- Obtaining or attempting to obtain a prescription drug or device or procuring or attempting to procure the administration of a prescription drug or device by:
 - Engaging in fraud, deceit, misrepresentation, or subterfuge
 - Forging or altering a written, electronic, or facsimile prescription or any written, electronic, or facsimile order
 - Concealing a material fact
 - Using a false name or giving a false address
- Willfully making a false statement in any prescription, report, or record required by this chapter
- Making or uttering any false or forged oral, written, electronic, or facsimile prescription or oral, written, electronic, or facsimile order

CONSPIRACY – CHAPTER 706

ONGOING CRIMINAL CONDUCT – CHAPTER 706A

MONEY LAUNDERING – CHAPTER 706B

MURDER – CHAPTER 707

ASSAULT – CHAPTER 708

Assault

Domestic Abuse Assault

Assault In Violation Of Individual Rights — Penalties

Assault While Participating In A Felony

Willful Injury

Intimidation With A Dangerous Weapon.

Harassment

Going Armed With Intent

Stalking

SEX ABUSE – CHAPTER 709

Indecent Exposure

Assault With Intent To Commit Sexual Abuse

Invasion of Privacy — Nudity

KIDNAPPING AND RELATED OFFENSES – CHAPTER 710

Kidnapping

Robbery

Burglary

THEFT, FRAUD, AND RELATED OFFENSES – CHAPTER 714

Theft

Operating Vehicle Without Owner's Consent

FORGERY AND RELATED FRAUDULENT CRIMINAL ACTS – CHAPTER 715A

Forgery

Fraudulent Destruction, Removal, or Concealment of Recordable Instruments

Tampering With Records

Misuse of Credit Cards

Identity Theft

DAMAGE AND TRESPASS TO PROPERTY – CHAPTER 716

Criminal Mischief

WEAPONS – CHAPTER 724

Unauthorized Possession Of Offensive Weapons

Carrying Weapons

Duty To Carry Permit To Carry Weapons

Possession, Receipt, Transportation, or Dominion and Control of Firearms and Offensive Weapons by Felons

Reckless Use of a Firearm

HEALTH, SAFETY AND WELFARE – CHAPTER 727

Electronic and Mechanical Eavesdropping

*** * CRIMINAL NO-CONTACT ORDERS AND
CIVIL PROTECTIVE ORDERS * ***

CRIMINAL NO-CONTACT ORDERS

Availability

Available for violations or alleged violations of Iowa Code sections 708.2A (Domestic Abuse Assault), 708.7 (Harassment), 708.11 (Stalking), 709.2-.4 (Sex Abuse), and any other public offense for which there is a victim.

Proceedings

Issued in cases in which a person has been arrested and charged with a crime.

Request for an Order

A request may be made by the county attorney's office at the time of the defendant's appearance before the judge.

Forms

Not applicable as the request may be made only by the county attorney's office.

CIVIL PROTECTIVE ORDERS

Availability

Available under Iowa Code chapters 235F (Elder Abuse) or 236 (Domestic Abuse).

Proceedings

Issued in civil cases; arrest of the perpetrator and the filing of charges is not required.

Request for an Order

A request for a protective order under chapter 235F may be made by the victim, family or household member, guardian, conservator, attorney in fact, or guardian ad litem for a vulnerable elder, or other interested person who files a petition under chapter 235F.

A request for a protective order under chapter 236 may be made only by the victim or a parent or guardian of an unemancipated minor.

Forms

A Petition for Relief from Elder Abuse is available on the Iowa Judicial Branch website at:
http://www.iowacourts.gov/Court_Rules__Forms/Elder_Abuse_Form/.

A Petition for Relief from Domestic Abuse and related information is available on the Iowa Judicial Branch website at:
http://www.iowacourts.gov/For_the_Public/Domestic_Violence/Protecting_Yourself/.

*** * SPECIAL TERMS USED IN THE FIELD OF AGING * ***

Agent

A person granted authority to act for a principal under a power of attorney, whether denominated an agent, attorney in fact, or otherwise. The term includes an original agent, coagent, successor agent, and a person to which an agent's authority is delegated. Iowa Code § 633B.102(1). Prior to revision of the Iowa Code, was referred to as an "attorney in fact."

Conservator

A person appointed by the court to have the custody and control of the property of a ward under the provisions of the Iowa Probate Code. § 633.3(7).

Dependent Adult

A person eighteen years of age or older who is unable to protect the person's own interests or unable to adequately perform or obtain services necessary to meet essential human needs, as a result of a physical or mental condition which requires assistance from another, or as defined by the rules of the Department of Human Services. Iowa Code § 235B.2(4).

Dependent Adult

A person eighteen years of age or older whose ability to perform the normal activities of daily living or to provide for the person's own care or protection is impaired, either temporarily or permanently. Iowa Code § 235E.1(4).

Fiduciary

One who owes to another the duties of good faith, trust, confidence, and candor. *Black's Law Dictionary*.

Fiduciary Relationship

A relationship requiring the highest duty of care and arising between parties usually in one of four situations: (1) when one person places trust in the faithful integrity of another, who as a result gains superiority or influence over the first, (2) when one person assumes control and responsibility over another, (3) when one person has a duty to act for or give advice to another on matters falling within the scope of the relationship, or (4) when there is a specific relationship that has traditionally been recognized as involving fiduciary duties, as with a lawyer and a client or a stockbroker and a customer. *Black's Law Dictionary*.

Guardian

The person appointed by the court to have the custody of the person of the ward under the provisions of the Iowa Probate Code. § 633.3(20).

Guardian Ad Litem

A person appointed by the court to protect the best interests and rights of a person within a legal proceeding.

Power of Attorney

A writing that grants authority to an agent to act in the place of the principal, whether or not the term "power of attorney" is used. § 633B.102(9).

Principal

An individual who grants authority to an agent in a power of attorney. § 633B.102(11).

Vulnerable Elder

A person sixty years of age or older who is unable to protect himself or herself from elder abuse as a result of age or a mental or physical condition. Iowa Code § 235F.1(17).

ACRONYMS USED IN THE FIELD OF AGING IN IOWA

| ACRONYM | MEANING |
|----------|---|
| AAA | Area Agency on Aging (often spoken “triple A”) |
| ADL/IADL | Activities of Daily Living/Instrumental Activities of Daily Living |
| ALP | Assisted Living Program |
| APS | Adult Protective Services |
| APW | Adult Protective Worker |
| BEP | Batterer’s Education Program |
| CAA | Community Action Agencies |
| CASA | Court Appointed Special Advocates |
| CCRC | Continuing Care Retirement Community |
| CDAC | Consumer Directed Attendant Care |
| CMA | Certified Medical Assistant |
| CMHC | Community Mental Health Center |
| CMI | Chronic Mental Illness |
| CMPFE | Case Management Program for the Frail Elderly |
| CMS | Centers for Medicare and Medicaid Services |
| CNA | Certified Nursing Assistant |
| CP | Client Participation |
| CPC | Central Point of Coordination |
| DAA | Dependent Adult Abuse |
| DAIS | Domestic Abuse Intervention Services |
| DAPAC | Dependent Adult Protection Advisory Council |
| DART | Domestic Assault Response Team |
| DD | Developmentally Disabled |
| DDMI | Developmentally Disabled Mental Illness |
| DHS | Department of Human Services |
| DI | Deinstitutionalization |
| DIA | Department of Inspections and Appeals |
| DSM IV | Diagnostic & Statistical Manual of Mental Disorders – 4 th Edition |
| EAPA | Elder Abuse Prevention and Awareness Program (IDA) |

| ACRONYM | MEANING |
|---------|--|
| EGH | Elder Group Home |
| ERP | Emergency Response Plan |
| FASE | Functional Abilities Screening Evaluation |
| FGP | Foster Grandparent Program |
| GNP | Geriatric Nurse Practitioner |
| HCBS | Home and Community Based Services |
| HDM | Home-Delivered Meals |
| HHA | Homemaker Health Aide |
| HIPAA | Health Insurance Portability and Accountability Act |
| IADL | Instrumental Activities of Daily Living |
| IADSA | Iowa Adult Day Services Association |
| IAHSA | Iowa Association of Homes & Services for the Aging |
| ICADV | Iowa Coalition Against Domestic Violence |
| ICF | Intermediate Care Facility |
| ICHCBSS | Iowa Coalition for Home and Community Based Services |
| IDA | Iowa Department on Aging |
| IDPH | Iowa Department of Public Health |
| LBSW | Licensed Baccalaureate Social Worker |
| LEAA | Law Enforcement Assistance Agency |
| LISW | Licensed Independent Social Worker |
| LOC | Level of Care |
| LPN | Licensed Practical Nurse |
| LTC | Long Term Care |
| LTCU | Long Term Care Coordinated Unit |
| LTSS | Long-Term Services and Supports |
| MH/DD | Mental Health/Developmental Disabilities |
| MI | Mental Illness |
| MR | Mental Retardation |
| MSW | Master of Social Work |
| NPE | Nutrition Programs for the Elderly |
| OAA | Older Americans Act |

| ACRONYM | MEANING |
|-----------|---|
| OAVP | Older American Volunteer Program |
| OIL | Older Iowans Legislature |
| OWS | Older Worker Specialist |
| RCF | Residential Care Facility |
| RSVP | Retired Senior Volunteer Program |
| SART | Sexual Abuse Response Team |
| SHIIP | Senior Health Insurance Information Program |
| SIP | Senior Internship Program |
| SLCU | Senior Living Coordinating Unit |
| SLP | Senior Living Program |
| SLT | Senior Living Trust |
| SNF | Skilled Nursing Facility |
| SSA | Social Security Administration |
| SSA | State Supplementary Assistance |
| SSI | Supplemental Security Income |
| VA | Veteran's Administration |
| VOC REHAB | Vocational Rehabilitation |